

**CITY OF MENASHA
RECREATIONAL FIRE APPLICATION/PERMIT**

PLEASE TYPE OR PRINT

Date of Application _____/_____/_____

Applicant _____

Street Address _____

Telephone Number _____

Location of portable fire pit _____

Signatures of adjoining property owners indicating they have no objection to the recreational fire permit: (property owners whose property touches yours, a typical location would require five signatures. See other side for description.)

NAME

ADDRESS

All of the above information is accurate and complete. I hold the City of Menasha harmless from any damages caused by my recreational fire. I have received a copy of Ordinance O-26-00. I understand and I agree to comply with all provisions of Ordinance O-26-00. In addition to any other penalties authorized by law, this permit may be revoked for noncompliance of Ordinance O-26-00.

Applicant Signature _____

For City of Menasha Office Use

Annual fee of fifteen dollars (\$15) collected on _____/_____/_____

Clerk/Deputy Clerk signature

For Recreational Fire Permit expiring on December 31, 2004.

ORDINANCE O - 26 -00

AN ORDINANCE RELATING TO RECREATIONAL FIRES

Introduced by Aldermen Sevenich and Taylor.

The Common Council of the City of Menasha does ordain as follows:

SECTION 1: SECTION 5-2-7(B)(1)e. is created to read as follows:

- e.1. It is the intent of the City of Menasha that citizens shall have the opportunity to have recreational fires at single-family and two-family dwellings provided that such fires are in strict compliance with restrictions relating to recreational fires. It is further the intent of the City of Menasha that the Police Department and Fire Department shall strictly enforce these restrictions so as to insure that such fires do not compromise safety nor annoy neighbors. Such enforcement shall require an investigation into any complaint and an independent determination by either the Police Department or the Fire Department as to whether a particular recreational fire is in compliance with these regulations.
2. A recreational fire is a campfire for the purpose of recreation and personal enjoyment.
3. A portable fire pit is a structure or device intended to contain and control outdoor wood fires. This shall include a structure which although not portable, is designed to contain and control outdoor wood fires.
4. No recreational fire may be started or allowed to continue burning unless such recreational fire is contained in a portable fire pit.
5. No recreational fire or portable firepit shall be closer than 10 feet from any building, structure, shed, garage, fence, or any combustible material.
6. All recreational fires shall not have a diameter larger than 2 feet nor may the fire extend more than 2 feet above the pit. The fire pit shall be surrounded on the outside by a non-combustible material such as concrete block or rocks.
7. "Portable" fire pits, such as devices commercially designed and intended to control and contain outdoor wood fires, may be used in accordance with the manufacturer's specifications, these regulations, and must be based upon a non-combustible surface.
8. No recreational fire shall be started or allowed to continue burning when the wind direction or wind speed will cause smoke, embers, or other burning materials to be carried by the wind toward any building or other combustible materials. Smoke from any recreational fire shall not create a nuisance for neighboring property owners. The fire shall be completely extinguished immediately upon the complaint of any smoke nuisance. The Police Department and the Fire Department shall strictly enforce this section so as to comply with the intent of section e.1. of this ordinance.
9. Material for recreational fires or portable firepit shall not include rubbish, garbage, recyclable items, trash, any material made of or petroleum-based materials, and shall not contain any flammable or combustible liquids.
10. Adequate fire suppression equipment shall be immediately available to control or extinguish the recreational fire.
11. All recreational fires or portable firepits shall be attended at all times by at least one responsible person of age 18 or older from the ignition of the fire until the fire is completely extinguished.
12. Any renter/lessee of any rented/leased property must provide and maintain signed documentation from the legal property owner giving permission to have a recreational fire or portable firepit on that property.

13. The property owner and/or person who have started any recreational fire shall hold the City harmless from any and all damages caused by a recreational fire.
14. Any party who has started or maintains a recreational fire as defined shall pay any and all costs incurred by the Fire Department for any service related call as a result of a recreational fire NOT in compliance with these requirements, if deemed necessary by the Fire Chief.
15. Any person who wishes to have a recreational fire in a portable firepit must obtain a permit prior to such fire. The permit shall contain the name and address of the location where the portable firepit is to be used. Such permit is not transferable to any other person nor any other location.
16. The permit specified in paragraph 14 shall require a one-time fee of \$25.00 to be paid to and collected by the Finance Department. A copy of the Sec. 5-2-7 shall be provided along with the permit.
17. No recreational fire shall be started or allowed to continue unless the permit and the copy of the ordinance can be produced and shown to anyone who requests to see the permit.
18. No recreational fire may be started or allowed to continue between 12:00 a.m. and 7:00 a.m. Any such fire is presumed unreasonable and must be extinguished upon demand.
19. Any recreational fire or portable firepit not in compliance with all the terms of Sec. 5-2-7 may, in addition to any other penalties, result in the permanent revocation of the permit.
20. The Finance Department shall send to any permittee a copy of any subsequent amendments to Sec. 5-2-7. Any such amendments may be sent by regular mail to any permittee.

SECTION 2: This ordinance shall become effective upon its passage and publication as provided by law.

Passed and approved this _____ day of _____, 2000.

Joseph F. Laux, Mayor

ATTEST:

Joan Smogoleski, City Clerk

ORDINANCE O - 5 - 04

AN ORDINANCE RELATING TO RECREATIONAL FIRES

Introduced by Aldermen Wisneski

The Common Council of the City of Menasha does ordain as follows

SECTION 1: Sec. 5-2-7 (b)(1) e. 16 is amended as follows:

Delete \$25.00 and insert in lieu thereof \$15.00.

SECTION 2: Sec. 5-2-7 (b)(1) e. 20 is amended as follows:

Delete Finance Department and insert in lieu thereof City Clerk.

SECTION 3: This ordinance shall become effective upon its passage and publication as provided by law.

Passed and approved this 20th day of April, 2004.

Joseph F. Laux, Mayor

ATTEST:

Joan Smogoleski, City Clerk